

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

NICOLE BROCKMOLE, LAUREN BAIR  
and NICK ERCKLENTZ, on behalf of  
themselves and all others similarly situated,

Plaintiffs,

v.

EZ FESTIVALS LLC, AVANT GARDNER  
LLC, MADE EVENT LLC, CITYFOX,  
REYNARD PRODUCTIONS, JURGEN  
BILDSTEIN, PHILLIP WIEDERKEHR,  
AGDP HOLDING INC., GARDNER  
PURCHASER LLC, WIEDERKEHR  
ASSOCIATES, STEWART PURCHASER  
LLC, WRE PARENT US HOLDING CORP.  
INC., WRE MANAGEMENT LLC, WRE  
HOLDING AG and JOHN DOES NO. 1-10,

Defendants.

Civil Action No.: 1:23-cv-08106-MMG

DECLARATION OF RICHARD W.  
BOONE JR. IN SUPPORT OF  
DEFENDANTS' MOTION TO DISMISS  
CERTAIN DEFENDANTS AND  
COUNTS OF THE BROCKMOLE  
COMPLAINT

**(Oral Argument Requested)**

**DECLARATION OF RICHARD W. BOONE JR. IN SUPPORT OF MOTION  
BY WRE PARENT US HOLDING CORP. INC., WRE MANAGEMENT LLC, WRE  
HOLDING AG, WIEDERKEHR ASSOCIATES AG, GARDNER PURCHASER LLC,  
STEWART PURCHASER LLC, AND PHILIPP WIEDERKEHR  
TO DISMISS PLAINTIFFS' AMENDED CLASS ACTION COMPLAINT**

Richard W. Boone Jr., under penalty of perjury and pursuant to 28 U.S.C. § 1746,  
declares as follows:

1. I am a partner with the law firm of Wilson, Elser, Moskowitz, Edelman & Dicker, LLP, attorneys for Defendants WRE PARENT US HOLDING CORP. INC., WRE MANAGEMENT LLC, WRE HOLDING AG, WIEDERKEHR ASSOCIATES, GARDNER PURCHASER LLC, STEWART PURCHASER LLC and PHILIPP WIEDERKEHR (collectively "Moving Defendants"), and as such I am fully familiar with the facts and

circumstances of this matter as contained in the files maintained regarding this matter, and the prior pleadings and proceeding herein.

2. I submit this declaration with the attached exhibit and accompanying Memorandum of Law in Support of the Moving Defendants' Motion to Dismiss.

3. A true and accurate copy of a printed version of a website page retrieved from: [https://www.reddit.com/r/electriczoo/comments/16a3evx/why\\_were\\_electric\\_zoo\\_permits\\_approved/](https://www.reddit.com/r/electriczoo/comments/16a3evx/why_were_electric_zoo_permits_approved/) on August 7, 2024 is annexed hereto as **Exhibit 1**.

I declare under penalty of perjury that the foregoing is a true and correct.

DATED this 7<sup>th</sup> day of August 2024, at New York, New York.

Dated: August 7, 2024  
New York, New York

/s/ Richard W. Boone Jr.  
Richard W. Boone Jr.  
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STEWART PURCHASER LLC and PHILLIP  
WIEDERKEHR*

**CERTIFICATE OF SERVICE**

I hereby certify that on this day, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notice of electronic filing to all counsel of record. By registering with the Court's CM/ECF system, each has consented to electronic service via this method.

DATED: This 7<sup>th</sup> day of August 2024

/s/ Richard W. Boone Jr.  
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